

AOC-475 Doc. Code: WEX  
Rev. 3-04  
Page 1 of 1  
Commonwealth of Kentucky  
Court of Justice www.kycourts.net  
KRS 440.400



WAIVER OF EXTRADITION

Case No. 10-F-16  
Court District  
County Oldham

RECEIVED

JAN 14 2010

SECRETARY OF STATE  
COMMONWEALTH OF KY

IN THE District COURT  
COUNTY OF Oldham

I, Cherie Mallon

being advised of my rights under the Statutes of the Commonwealth of Kentucky pertaining to the issuance and service of a Warrant of Extradition, and being further advised of my Constitutional Rights to obtain a Writ of Habeas Corpus, AND being charged with having committed the crime(s) of:

Vandalism, AGGRAVATED ASSAULT.  
Montgomery County, TN.

I do hereby, without reservation, and in view of my legal rights in extradition proceedings as explained to me, **WAIVE ANY AND ALL SUCH LEGAL RIGHTS AND DO FURTHER, BY MY SIGNATURE HERETO AFFIXED, CONSENT TO BE RETURNED TO THE STATE OF TENNESSEE, THERE TO STAND TRIAL ON THE CHARGE(S) ALLEGED.**

In further witness of my VOLUNTARY AND UNCONDITIONAL CONSENT, I state that my SIGNATURE BELOW was SIGNED in the presence of this HONORABLE COURT without any THREATS, PROMISES, DURESS, or AGREEMENTS whatsoever, and with full KNOWLEDGE of my RIGHTS.

DATE Jan 11, 2010

Cherie Mallon

Defendants Signature

The Defendant signed on 1/11, 2010, and signed in the presence of:

James D. Quinby Jr., Judge  
Oldham District Court

ENTERED

Distribution: Original to Secretary of State  
Copy to: Demanding Agent  
Court  
Defendant

Brian Ruff, Assistant Public Advocate, 207 Park  
D. Logan  
KY 40031.

JAN 12 2010  
OLDHAM CIRCUIT / DISTRICT COURT  
BY [Signature] D.C.

Before me, Honorable John H. Gasaway, III, Judge of the Circuit Court in and for Montgomery County, Tenn., personally came, Debra Vance Who, being first duly sworn, that Cedric Mallory

(Affiant/Probation officer) (Probationer)  
hereinafter referred to as the aforesaid, was on the 6<sup>th</sup> day of July, A. D. 2007 convicted of the offense of Agg. Assault & 2 X Vandalism < \$500 - Docket #40600578, 40700577, 40700578 In the Circuit Court of Montgomery County, TN which Court suspended the imposition of sentence and placed the aforesaid on probation for a term of 4 + 2 X 11/29 in accordance with the Provisions of Title 40, Chapter 29, of the Tennessee Code Annotated.

Affiant further states that the aforesaid has not properly conducted him self, but has violated the conditions of his Probation in a material respect by

Rule 1: I will obey the laws of the United States, or any state in which I may be, as well as any municipal ordinances. On 2-28-09, Todd County, KY subject committed the offenses of 1<sup>st</sup> Degree Poss of CS/Cocaine and 1<sup>st</sup> Degree TICS/Cocaine.

Rule 2: I will report all arrests, including traffic violations, immediately, regardless of the outcome, to my Probation Officer. Subject failed to report the above offenses.

Rule 4: I will work steadily at a lawful occupation, and support my dependents, if any, to the best of my ability. Subject's employment is unknown.

Rule 5: I will inform my Probation Officer before changing my residence or employment. I will get permission of my Probation Officer before leaving the county of my residence or the State. Subject's current residence is unknown.

Rule 6: I will allow my Probation Officer to visit my home, employment site, or elsewhere, will carry out all lawful instructions he or she gives; will report to my Probation Officer as instructed; will comply with mandates of the Administrative Case Review Committee, if the use of that process is approved by the court; will comply with a referral to Resource Center programs, if available, by attending; and will submit to electronic monitoring and community service, if required. Subject failed to report to probation 2-2009, 3-2009, and 4-2009.

CONTINUED ON BACK

FILED  
CLERK  
JULY 19 AM 3:11  
MONTGOMERY COUNTY, TENN.

and subscribed before me this 18 day of May, A. D. 2009

John H. Gasaway, III  
Judge of the Circuit Court  
in and for Montgomery County, Tennessee

In the Name of the State of Tennessee, to All and Singular the Sheriffs and Constables of the State of Tennessee:

WHEREAS, Debra Vance has this day made oath before Judge John H. Gasaway, III that on the 6<sup>th</sup> day of July, A. D. 2007, one Cedric Mallory hereinafter referred to as the aforesaid, was convicted of the offense of Agg. Assault & 2 X Vandalism < \$500

in the Circuit Court of Montgomery County, Which Court suspended the imposition of sentence and placed the aforesaid on probation for a term of 4 + 2 X 11/29 in accordance with the provisions of Title 40, Chapter 29, of the Tennessee Code Annotated and that the aforesaid has not properly conducted him Self, but has violated the conditions of His probation in a material respect by

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CONTINUED ON BACK

THEREFORE, it is ordered that you arrest, instantler, the aforesaid Cedric Mallory 18 day of May, and bring him before me to be dealt with according to law. Given under my hand and seal this 18 day of May, A.D. 2009

Bond \$ 25,000  
JHG

John H. Gasaway, III  
Judge of the Circuit Court  
in and for Montgomery County, Tennessee

1-09-017364

Continued from front (Affidavit), (Warrant):

**Rule 8:** I will not use intoxicants (beer, whiskey, wine, etc.) of any kind to excess, or use or have in my possession narcotic drugs or marijuana. I will not enter an establishment whose prime purpose is to sell alcoholic beverages (bars, taverns, clubs, etc.). I will submit to random drug screens as directed. Subject's new offense is drug related charges.

**Rule 9:** I will agree to pay all required fees to the Supervision and Criminal Injuries fund unless waived by appropriate authorities. Additionally, if so ordered by the court, I will pay all imposed fines, court costs and restitution. Subject has failed to pay probation fees, owes \$315. Subject has failed to pay court costs and restitution; Docket #40600578 - owes \$327.50, Docket #40700577 - owes \$598.00 + (restitution) \$250.00, Docket #40700577 - owes \$666.00 (restitution) \$250.00.

**Rule 10:** I will observe any special conditions imposed by the Court as listed below: Subject has failed to comply with Public Service Work hours. Subject has failed to comply with Thinking for a Change.

Docket Number: 40600578, 40700577, 40700578

CEDRIC MALLORY

Name

Bond:

## Physical Description:

Race: Black Sex: Male  
Height: 6'2" Weight: 173  
Hair: Black Eyes: Brown  
Complexion:  
Scars/Marks:

## Identifying Characteristics:

FBI #: DOB: 2-4-82

SSN #: 413-39-1962

Driver's Lic. #:

Comments: Last Known Address:

316 Russell St.  
Guthrie, KY

For further information, or when Probationer  
is taken into custody, please notify:

Probation Officer: Debra Vance

Telephone: 931-648-5550 Ext. 124

Date Warrant Executed:

By:

Received this warrant on the \_\_\_\_\_ day of  
\_\_\_\_\_, A.D. 20 \_\_\_\_\_, and executed

same on the \_\_\_\_\_ day of \_\_\_\_\_ A.D.  
20 \_\_\_\_\_, by arresting the within named defendant

and having \_\_\_\_\_ now before the Court.

By:

FILED

JAN 12 2010

OLDHAM CIRCUIT / DISTRICT COURT  
BY \_\_\_\_\_ D.C.

ENTERED

JAN 12 2010

OLDHAM CIRCUIT / DISTRICT COURT  
BY \_\_\_\_\_ D.C.